



Indigenous Due Diligence Statement

This statement is prepared in conjunction with information sourced from, but not limited to, the NSW Department of Environment & Heritage and the NSW Department of Environment, Climate Change and Water

Proposed Development: Installation of 'Manufactured Home as Secondary Dwelling'
Address of Proposal: Lot 2 / DP 1014531 – 87 Henry Bayly Drive MUDGEE NSW 2850
LALC: Mudgee



87 Henry Bayly Drive MUDGEE

Introduction

The development site is located within the area of the Local Aboriginal Land Council area. The generic due diligence process outlined in the Due Diligence Code of Practice for the Protection of Aboriginal Objects in NSW has been undertaken to ensure that an adequate due diligence process that addresses Aboriginal cultural heritage issues has been undertaken. This process follows the following five steps:

1. Will the activity disturb the ground surface?

The proposal is for the 'Installation of a Manufactured Home as a Secondary Dwelling'. This proposal will lead to disturbance of the ground across approximately 160sqm of the lot with some pier holes, drainage and the installation of an OSSM.

As a result of this these works and activities there will be some disturbance over part of the site.

2. (a) Search of AHIMS database

In accordance with the code, an online search was carried out of the Aboriginal Heritage Information Management Service (AHIMS) that is maintained by the NSW Department of Environment, Climate Change and Water. This search is part of the due diligence process and remains valid for 12 months.

A search of Lot 2 / DP 1014531 was performed in January 2024. The search covered a buffer area of 50metres. The search results are:

An advanced search of the site covered a circle from the middle of the lot 50metres in every direction. This search effectively covered everywhere within the immediate vicinity of the lot of this proposal. As a result of that search:

There are NO Aboriginal sites recorded in or near the selected location, and there are NO Aboriginal places that have been declared in or within 50metres of the selected location

It is noted that surveys for Aboriginal objects have not been carried out in all parts of NSW and Aboriginal objects may exist on a parcel of land even though they have not been recorded in the AHIMS database.

Further, not all known Aboriginal sites are registered on the AHIMS database and not all sites consist of physical evidence or remains, eg. Dreaming and ceremonial sites.

2. (b) Activities in area where landscape features indicate the presence of Aboriginal objects

The area of the proposal is in an established residential area of Mudgee.

This area has been subject been occupied by humans for many years and there is always a risk that there could be an unidentified aboriginal object however, it is highly unlikely that such an object would be found.

The location of the property is well removed from and area that could have an object as the landscape features prior to settlement are well removed for a likely area of aboriginal activity.

The project will result in some ground disturbance which could risk damage to any unknown object, however contractors will be instructed, as always, to be highly diligent as they go about the earthworks process.

3. Can you avoid harm to the object or disturbance of the landscape features?

Given the nature of the project and the extent of earthworks, part of lot will be disturbed in some way. Having said that it is still highly unlikely that an object will be found given the amount of time the lot has sustained human activity over the last 50 years.

The land does not possess significant landscape features that would indicate any Aboriginal objects and it is with a degree of confidence that there are no unidentified features on this property.

4. Desktop assessment and visual inspection

A desktop assessment has been carried out by an investigation of Aboriginal Objects listed in the AHIMS website. Neither the AHIMS search or a visual inspection of the site revealed the presence of any object or items of Aboriginal origin.

5. Further investigation and impact assessment

No further investigations, such as an extensive search of AHIMS records, are deemed necessary given there are no recorded sites or places at Lot 2 / DP 1014531 or within the 50metres buffer surrounding Lot 2.

However, council may impose a condition of consent to comply with provisions of the National Parks and Wildlife Act 1974 should any evidence of Aboriginal occupation be found during site works. An Aboriginal Heritage Impact Permit may be required if indigenous heritage objects are found.

